TEXAS TRANSPORTATION COMMISSION

EL PASO County

MINUTE ORDER

Page 1 of 1

EL PASO District

In the city of El Paso, <u>EL PASO COUNTY</u>, on <u>STATE LOOP 375</u>, the state of Texas acquired certain land needed for highway purposes by instrument recorded in Volume 315, Page 421, Deed Records of El Paso County, Texas.

A portion of the land (Tract 41), described in Exhibit A, is no longer needed for state highway purposes.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (commission) may recommend the sale of land no longer needed for a state highway purpose to abutting landowners.

The Union Pacific Railroad Company is the abutting landowner and has requested to purchase Tract 41 for \$46,584.

The commission finds \$46,584 to be a fair and reasonable value for the state's right, title, and interest in Tract 41.

IT IS THEREFORE ORDERED by the commission that Tract 41 is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument conveying all of the state's right, title, and interest in Tract 41 to The Union Pacific Railroad Company for \$46,584; SAVE AND EXCEPT, however, there is excepted and reserved herefrom all of the state's right, title, and interest, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under, and that may be produced from the land.

Submitted and reviewed by:

Executive Director

Recommended

114106 OCT 30 14

Minute Number Date Passed



EXHIBIT

County: El Paso Tract No.: 41

Highway: Loop 375 Border Highway West Extension

Limits: From: Race Track Drive

To: U.S. 54

CSJ: 2552-04-041

DESCRIPTION FOR TRACT 41

DESCRIPTION OF A 1.901 ACRE (82,815 SQ. FT.) TRACT OF LAND, LOCATED IN THE N.W. BURDETT SURVEY 2, ABSTRACT NOS. 11 AND 12, IN EL PASO COUNTY, TEXAS, BEING A PORTION OF LOOP 375/CÉSAR CHÁVEZ BORDER HIGHWAY (VARIABLE WIDTH RIGHT-OF-WAY) TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) STRIP MAP CSJ NO 4-2-375, DATE UNKNOWN, SAID TRACT, AS SHOWN ON AN ACCOMPANYING SKETCH PREPARED BY SAM, INC. FOR THIS TRACT, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

PART 1 1.155 acre (50,309 sq. ft.)

COMMENCING at a 5/8-inch iron rod with TxDOT aluminum cap set 47.68 feet right of Loop 375 Engineer's Centerline Station (E.C.S.) 502+14.22, from which a 2½-inch iron pipe found inside a tract of land belonging to Union Pacific Railroad (no record information found), bears S 01°53'22" E, a distance of 0.80 feet;

THENCE with the existing north line of said Union Pacific Railroad tract and the existing south line of said Loop 375, being a curve to the right, an arc distance of 33.87 feet, through a central angle of 00°40'39", having a radius of 2,864.78 feet, and a chord that bears N 88°24'50" E, a distance of 33.99 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 47.24 feet right of E.C.S. 502+48.03 for the **POINT OF BEGINNING**, and the beginning of a proposed "Denial of Access Line"; **

THENCE with the proposed south right-of-way line of said Loop 375 and the proposed "Denial of Access Line", the following fifteen (15) courses and distances numbered 1 through 15:

- 1) N 00°48'03" W, at a distance of 5.32 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 41.92 feet right of E.C.S. 502+48.03, **
- 2) N 89°04'00" E, a distance of 27.42 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 41.85 feet right of E.C.S. 502+75.45, **
- 3) being a curve to the left, an arc distance 37.76 feet, through a central angle of 00°56'05", having a radius of 2,315.01 feet, and a chord that bears N 88°35'58" E, a distance of 37.76 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 41.46 feet right of E.C.S. 503+13.21, **
- 4) being a curve to the left, an arc distance 149.14 feet, through a central angle of 03°41'29", having a radius of 2,315.01 feet, and a chord that bears N 86°17'11" E, a distance of 149.12 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 41.93 feet right of E.C.S. 504+57.90, **



- 5) being a curve to the left, an arc distance 119.45 feet, through a central angle of 06°56'40", having a radius of 985.50 feet, and a chord that bears N 80°58'07" E, a distance of 119.37 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 42.83 feet right of E.C.S. 505+73.65, **
- 6) being a curve to the left, an arc distance 45.78 feet, through a central angle of 02°39'43", having a radius of 985.50 feet, and a chord that bears N 76°09'55" E, a distance of 45.78 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 42.47 feet right of E.C.S. 506+17.28, **
- 7) being a curve to the left, an arc distance 373.19 feet, through a central angle of 23°46'32", having a radius of 899.34 feet, and a chord that bears N 62°56'47" E, a distance of 370.52 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 39.63 feet right of E.C.S. 509+73.52, **
- 8) being a curve to the left, an arc distance 181.81 feet, through a central angle of 09°35'05", having a radius of 1,086.80 feet, and a chord that bears N 46°15'59" E, a distance of 181.59 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 41.05 feet right of E.C.S. 511+47.31, **
- 9) being a curve to the left, an arc distance 48.16 feet, through a central angle of 02°32'20", having a radius of 1,086.80 feet, and a chord that bears N 40°12'16" E, a distance of 48.16 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 41.74 feet right of E.C.S. 511+94.47, **
- 10) being a curve to the left, an arc distance 630.21 feet, through a central angle of 18°37'43", having a radius of 1,938.34 feet, and a chord that bears N 29°37'14" E, a distance of 627.44 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 40.09 feet right of E.C.S. 518+11.70, **
- 11) S 71°37'12" E, a distance of 18.02 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 58.09 feet right of E.C.S. 518+12.46, **
- 12) N 18°22'48" E, a distance of 155.97 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 57.43 feet right of E.C.S. 519+64.04, **
- 13) N 18°22'48" E, a distance of 245.08 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 65.76 feet right of E.C.S. 522+08.97, **
- 14) N 71°38'30" W, a distance of 14.00 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 51.76 feet right of E.C.S. 522+09.44, **
- 15) N 18°22'48" E, a distance of 317.74 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 62.57 feet right of E.C.S. 525+27.00, said point being on the existing south line of a Joint Use Area, Parcel 52 (E),TxDOT Strip Map CSJ No. 4-2-375, date unknown, same being the end of a proposed "Denial of Access Line", **
- 16) **THENCE** N 77°50'01" E, with the existing south line of said Joint Use Area, Parcel 52 (E), a distance of 34.82 feet to a calculated point on the existing east right-of-way line of said Loop 375 and the west line of said Union Pacific Railroad tract,

THENCE with the existing southeast right-of-way line of said Loop 375 and the existing northwest line of said Union Pacific Railroad tract, the following nine (9) courses and distances numbered 17 through 26:

- 17) S 18°22'13" W, a distance of 705.52 feet to a calculated point,
- 18) being a curve to the right, an arc distance 455.08 feet, through a central angle of 19°00'16", having a radius of 1,372.02 feet, and a chord that bears S 27°52'21" W, a distance of 453.00 feet to a calculated point,
- 19) S 37°22'29" W, a distance of 40.70 feet to a calculated point,



- 20) being a curve to the right, an arc distance 37.04 feet, through a central angle of 00°38'08", having a radius of 3,338.27 feet, and a chord that bears S 37°41'33" W, a distance of 37.03 feet to a 5/8-inch iron rod found 55.34 feet right of E.C.S. 513+28.64,
- 21) being a curve to the right, an arc distance 324.69 feet, through a central angle of 05°34'22", having a radius of 3,338.27 feet, and a chord that bears S 40°45'39" W, a distance of 324.56 feet to a calculated point,
- 22) being a curve to the right, an arc distance 362.16 feet, through a central angle of 26°23'36", having a radius of 786.20 feet, and a chord that bears S 56°44'37" W, a distance of 358.97 feet to a calculated point,
- 23) being a curve to the right, an arc distance 245.49 feet, through a central angle of 21°52'34", having a radius of 642.96 feet, and a chord that bears S 80°52'42" W, a distance of 244.00 feet to a calculated point,
- 24) N 88°13'48" W, a distance of 54.63 feet to a calculated point,
- 25) being a curve to the right, an arc distance 46.63 feet, through a central angle of 00°49'45", having a radius of 3,222.18 feet, and a chord that bears N 88°38'40" W, a distance of 46.63 feet to a 5/8-inch iron rod with a cap stamped "RPLS 2449" found, 49.13 feet right of E.C.S. 503+53.97,
- 26) being a curve to the left, an arc distance 107.44 feet, through a central angle of 02°08'56", having a radius of 2,864.78 feet, and a chord that bears S 89°51'40" W, a distance of 107.43 feet to the **POINT OF BEGINNING**, and containing a 1.155 acre (50,309 sq. ft.) tract of land, more or less.

PART 2 0.746 acre (32,506 sq. ft.)

COMMENCING at a Texas Department of Transportation (TxDOT) Type 1 concrete monument found for the northeast corner of Bowie High School, Elementary School, El Paso Independent School District tract, Cotton Estate Addition to the City of El Paso (no record information found), same being the intersecting point of the existing south line of Southern Pacific Railroad easement (no record information found) and the existing west right-of-way line of Loop 375/César Chávez Border Highway (variable width right-of-way) TxDOT Strip Map CSJ No 4-2-375, date unknown, said corner also being the southwest corner of said Joint Use Area, Parcel 52 (E),TxDOT Strip Map CSJ No. 4-2-375, date unknown;

THENCE N 16°28'31" E, over and across said Southern Pacific Railroad easement and with the existing west right-of-way line of said Loop 375, a distance of 79.51 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 69.77 feet left of E.C.S. 525+34.58, same being the intersecting point of the existing north line of said Southern Pacific Railroad easement and the existing west right-of-way line of said Loop 375 and the south line of Atenea Properties, LP. (no record information found) tract, same also being the northwest corner of said Joint Use Area, Parcel 52 (E), **

THENCE N 77°50′01″ E, with the existing west right-of-way line of said Loop 375 and the existing north line of said Joint Use Area, Parcel 52 (E), also being the south line of said Atenea Properties, LP. tract, a distance of 30.86 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 42.67 feet left of E.C.S. 525+49.35, same also being the southeast corner of said Atenea Properties tract and the beginning of an existing "Denial of Access Line", **



THENCE with the existing north line of said Joint Use Area, Parcel 52 (E), and the existing "Denial of Access Line", being a curve to the left, an arc distance 189.38 feet, through a central angle of 24°45'30", having a radius of 438.27 feet, and a chord that bears N 52°41'51" E, a distance of 187.91 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 68.48 feet right of E.C.S. 527+00.86 for the **POINT OF BEGINNING**, and the beginning of a proposed "Denial of Access Line", **

THENCE with the proposed west right-of-way line of said Loop 375 and a proposed "Denial of Access Line", the following thirteen (13) courses and distances numbered 1 through 13:

- 1) N 18°22'48" E, a distance of 308.58 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 78.98 feet right of E.C.S. 530+09.26, **
- 2) N 21°39'20" E, a distance of 57.35 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 84.20 feet right of E.C.S. 530+66.38, **
- 3) N 21°39'20" E, a distance of 44.18 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 87.90 feet right of E.C.S. 531+11.66, **
- 4) being a curve to the right, an arc distance 218.94 feet, through a central angle of 05°24'46", having a radius of 2,317.55 feet, and a chord that bears N 22°35'32" E, a distance of 218.86 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 100.25 feet right of E.C.S. 533+37.08, **
- 5) being a curve to the right, an arc distance 239.01 feet, through a central angle of 05°54'32", having a radius of 2,317.55 feet, and a chord that bears N 28°15'11" E, a distance of 238.90 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 112.74 feet right of E.C.S. 535+90.01, **
- 6) N 38°32'09" E, a distance of 152.88 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 131.42 feet right of E.C.S. 537+52.22, **
- 7) being a curve to the right, an arc distance 117.18 feet, through a central angle of 02°54'54", having a radius of 2,303.04 feet, and a chord that bears N 36°26'25" E, a distance of 117.16 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 132.60 feet right of E.C.S. 538+78.14, **
- 8) N 37°53'52" E, a distance of 143.88 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 127.08 feet right of E.C.S. 540+32.50, **
- 9) N 21°43'53" E, a distance of 52.09 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 108.02 feet right of E.C.S. 540+84.18, **
- 10) N 37°53'52" E, a distance of 48.67 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 102.21 feet right of E.C.S. 541+35.32, **
- 11) being a curve to the right, an arc distance 116.44 feet, through a central angle of 05°41'40", having a radius of 1,171.55 feet, and a chord that bears N 40°44'42" E, a distance of 116.39 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 108.15 feet right of E.C.S. 542+57.80, **
- 12) N 43°35'32" E, a distance of 92.67 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 77.42 feet right of E.C.S. 543+53.27, and **
- 13) S 54°36'38" E, a distance of 8.88 feet to a 5/8-inch iron rod with TxDOT aluminum cap set 85.93 feet right of E.C.S. 543+55.94 on the existing east right-of-way line of said Loop 375, same being the southwest corner of a Joint Use Area, Parcel 54 (E), Railroad Right-of-Way, TxDOT Strip Map CSJ No. 4-2-375, date unknown, and the end of a proposed "Denial of Access Line", **



THENCE with the existing east right-of-way line of said Loop 375 and the existing west line of said Union Pacific Railroad tract, the following three (3) courses and distances numbered 14 through 16:

- 14) S 37°55'49" W, a distance of 400.94 feet to a calculated point,
- 15) being a curve to the left, an arc distance 837.73 feet, through a central angle of 20°26'17", having a radius of 2,348.48 feet, and a chord that bears S 28°34'07" W, a distance of 833.30 feet to a calculated point, and
- 16) S 18°22'13" W, a distance of 218.79 feet to a calculated point, same being the northeast corner of said Joint Use Area, Parcel 52 (E), **
- 17) **THENCE** with the north line of said Joint Use Area, Parcel 52 (E), being a curve to the right, an arc distance 128.09 feet, through a central angle of 16°44'42", having a radius of 438.27 feet, and a chord that bears S 31°56'45" W, a distance of 127.63 feet to the **POINT OF BEGINNIING**, and containing a 0.746 acre (32,506 sq. ft.) tract of land, more or less.

Part 1 area: 1.155 ac. (50,309 sq. ft.)
Part 2 area: 0.746 ac. (32,506 sq. ft.)
Total area: 1.901 ac. (82,815 sq. ft.)

**This monument may be replaced by a TxDOT Type II right-of-way upon completion of the highway construction project under the supervision of a RPLS either employed or retained by TxDOT.

This property description is accompanied by a plat of even date.

All bearings are based on the Texas State Plane Coordinate System, Central Zone, NAD83. All distances shown hereon are adjusted to the surface using a combined scale factor of 1.000231

THE STATE OF TEXAS \$ \$ KNOW ALL MEN BY THESE PRESENTS: COUNTY OF EL PASO \$

That I, William Reed Herring, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas this the 25th day of June, 2014.

SURVEYING AND MAPPING, Inc. 4801 Southwest Parkway Parkway Two, Suite 100

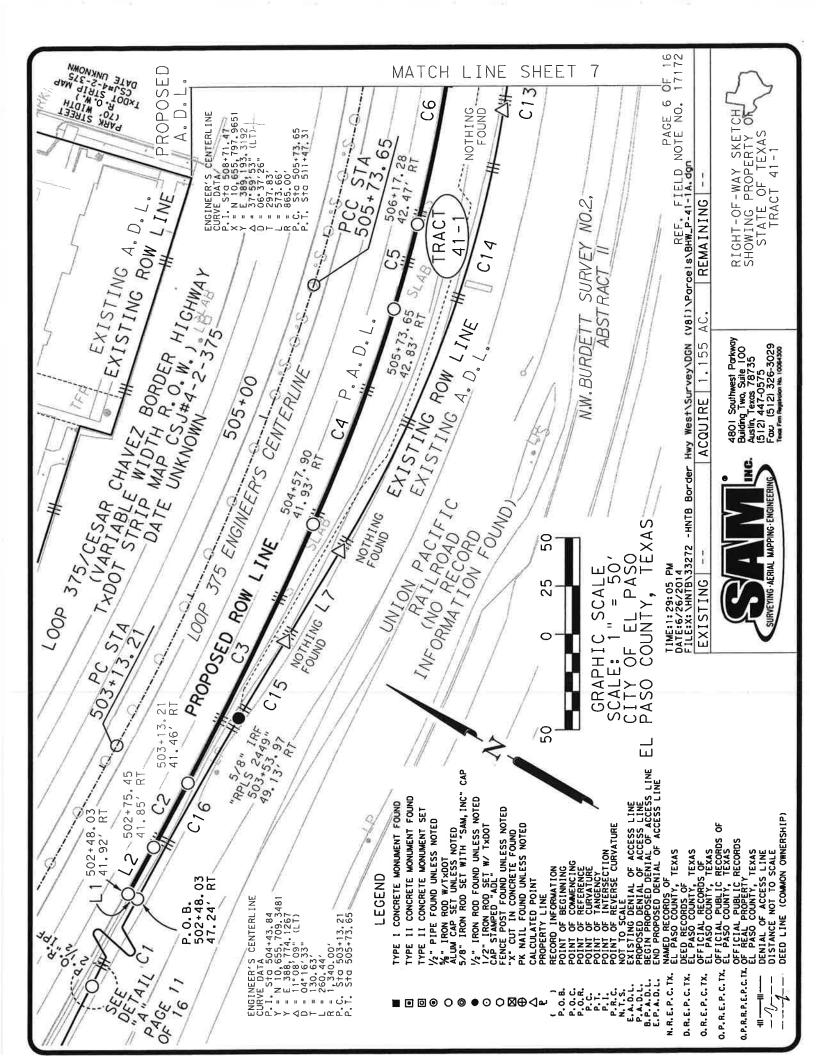
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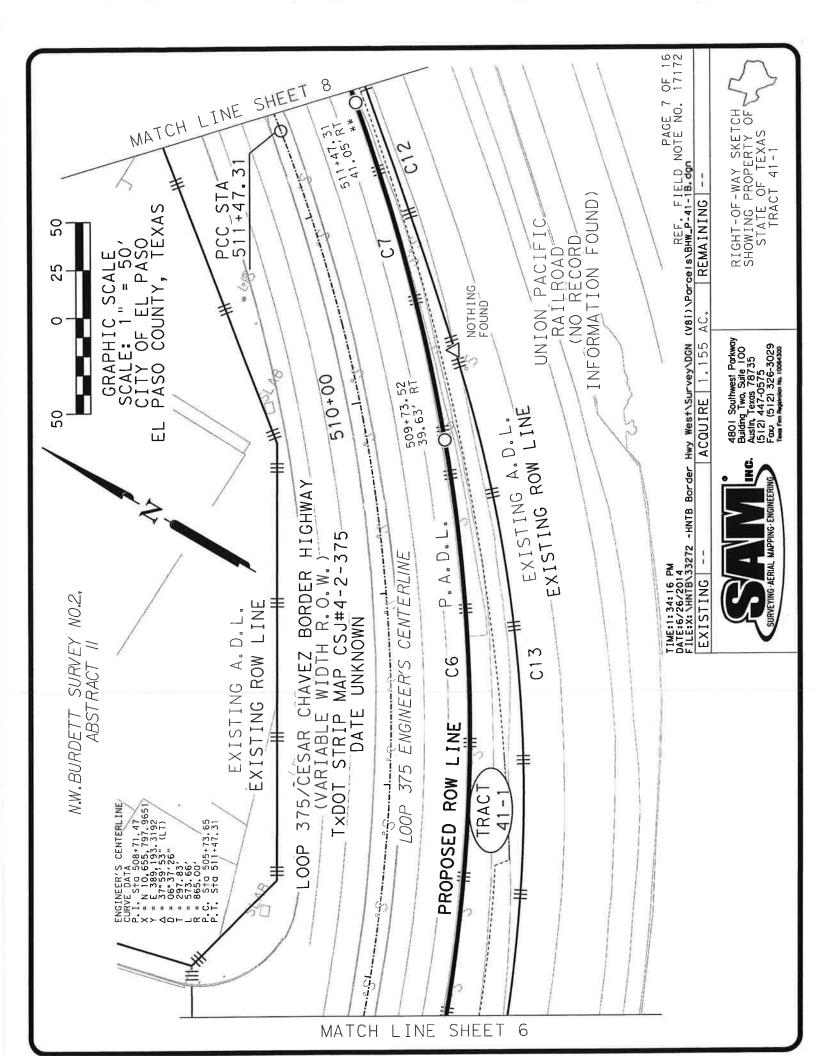


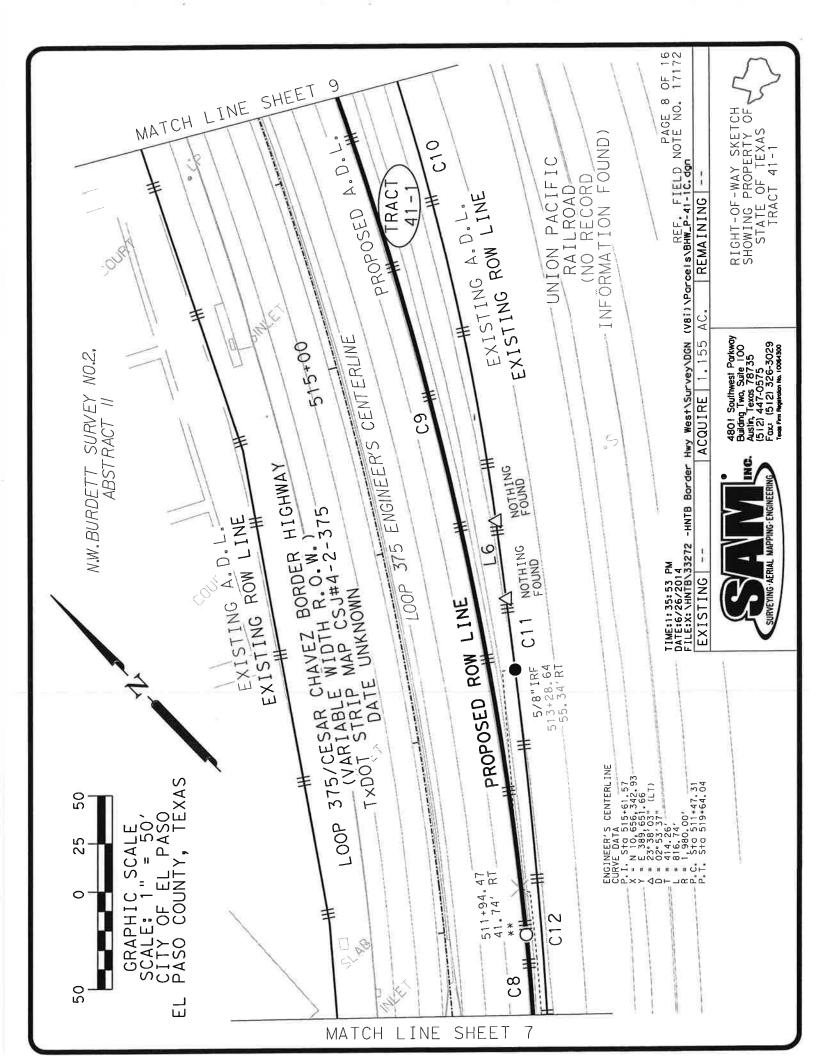
William Reed Herring

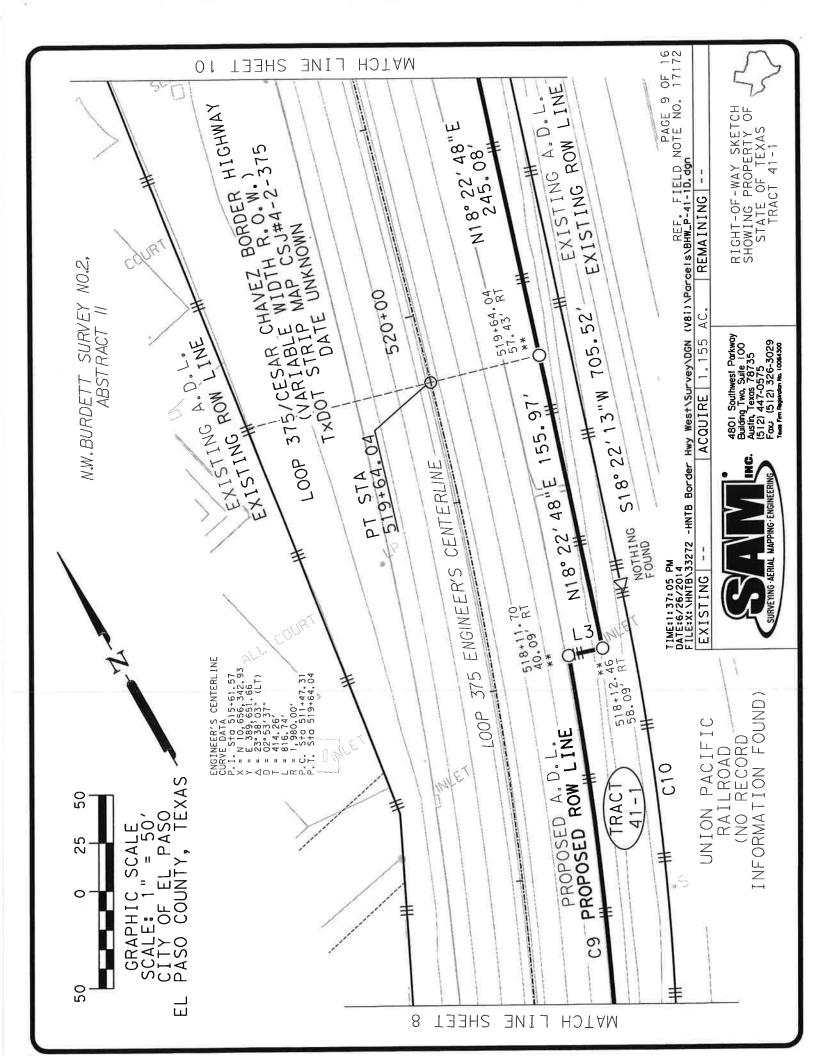
Registered Professional Land Surveyor

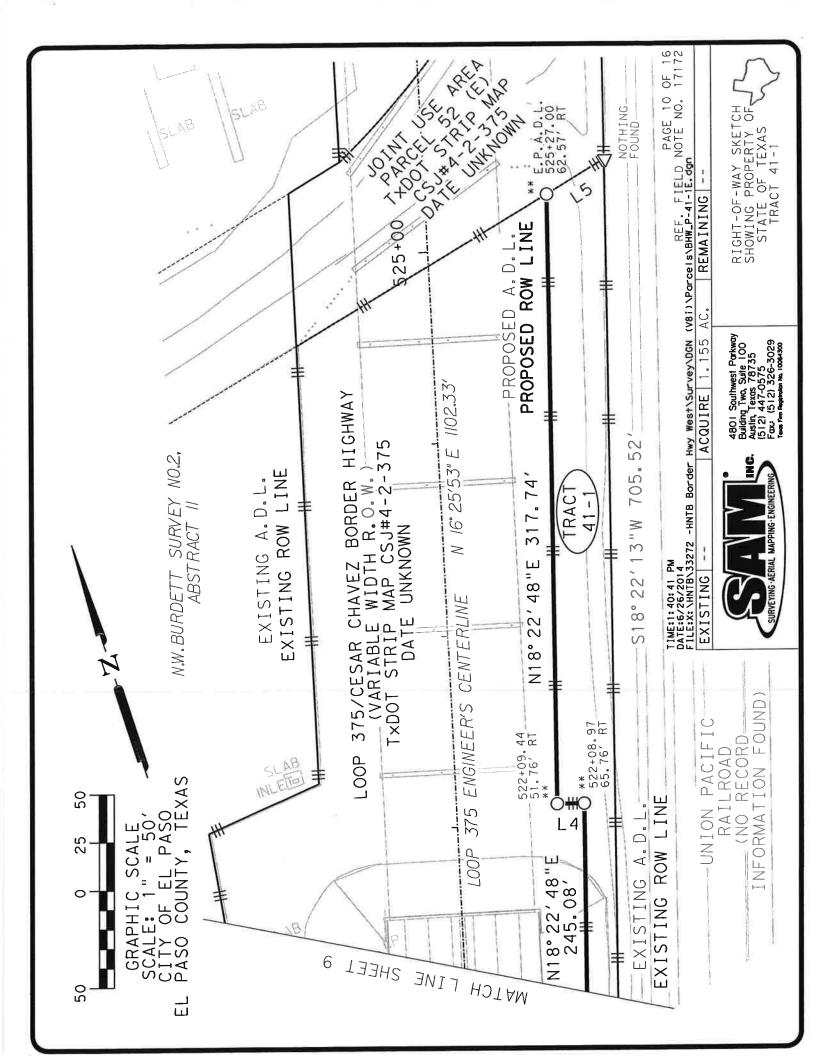
No. 6355-State of Texas

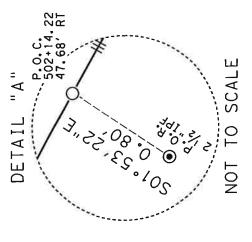












LINE TABLE

DISTANCE	5.32	27.42'	18.02'	14.00'	34.82	40.70	54.63'
BEARING	N00° 48'03"W	N89° 04'00"E	S71° 37'12"E	N71° 38'30"W	N77° 50'01"E	S37°22'29"W	N88° 13'48"W
LINE NO.	L1	L2	L3	L4	L5	97	

CURVE TABLE

CHORD BEARING	N88°24′50"E	N88°35′58"E	N86°17	N80°58′07″E	N76°09′55"E	N62°56′47"E	N46°15′59″E	N40°12'16"E	N29°37'14"E	S27°52'21"W	S37°41'33"W	S40°45′39"W	S56°44′37"W	S80°52'42"W	N88°38′40"W	S89°51'40"W
CHORD	33,99′	37,76′	149,12'	119,37	45, 78′	370,52'	181,59	48, 16′	627,44'	453,00	37,03'	324,56'	358,97	244.00'	46,63'	107,43
LENGTH	33,87'	37,76′	149,14'	119,45	45,78′	373,19'	181,81′	48,16′	630,21'	455,08	37,04'	324.69'	362, 16'	245, 49'	46.63'	107,44
RADIUS	2,864,78	2,315,01	2,315,01′	985,50′	985, 50'	899, 34'	1,086,80′	1,086,80′	1,938,34	1,372,02'	3,338,27'	3,338,27'	786.20′	642.96′	3,222,18	2,864,78
DELTA	00° 40′ 39"	00°56′05"	03°41′29"	06° 56′ 40"	02°39′43"	23° 46′ 32"	09°35′05"	02,35,00"	18°37′43"	19,00,16"	00°38′08"	05°34'22"	26°23′36"	21°52′34"	00° 49′ 45"	05°08′56"
NO.	C1	C2	C3	C4	CS	90	C2	C8	60	C10	C11	C12	C13	C14	C15	C16

1.ALL BEARINGS SHOWN ARE BASED ON NADB3/93/NAVD88 TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE, ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A SURFACE ADJUSTMENT FACTOR OF 1,000231,

2.THIS SURVEY WAS COMPLETED WITH THE BENEFIT OF A TITLE REPORT BY STEWART TITLE COMPANY. PLOTTABLE EXCEPTIONS LISTED THERIN ARE SHOWN HEREON. THERE MAY BE EASEMENTS OR OTHER MATTERS OF RECORD NOT SHOWN.

3.LOOP 375 ENGINEER'S CENTERLINE ALIGNMENT DERIVED FROM HNTB SCHEMATIC AND RECEIVED BY SAM, INC. ON FEBRUARY 11, 2013. " AREA CALCULATED BY SAM, INC. PAGE 11
DATE:6/26/2014
FILE:X: \HNTB\33272 -HNTB Border \Hwy West\\Survey\DGN (V8!)\Parcels\BHW_P-41-1E, dgn ACQUIRE 1,155 AC. EXISTING

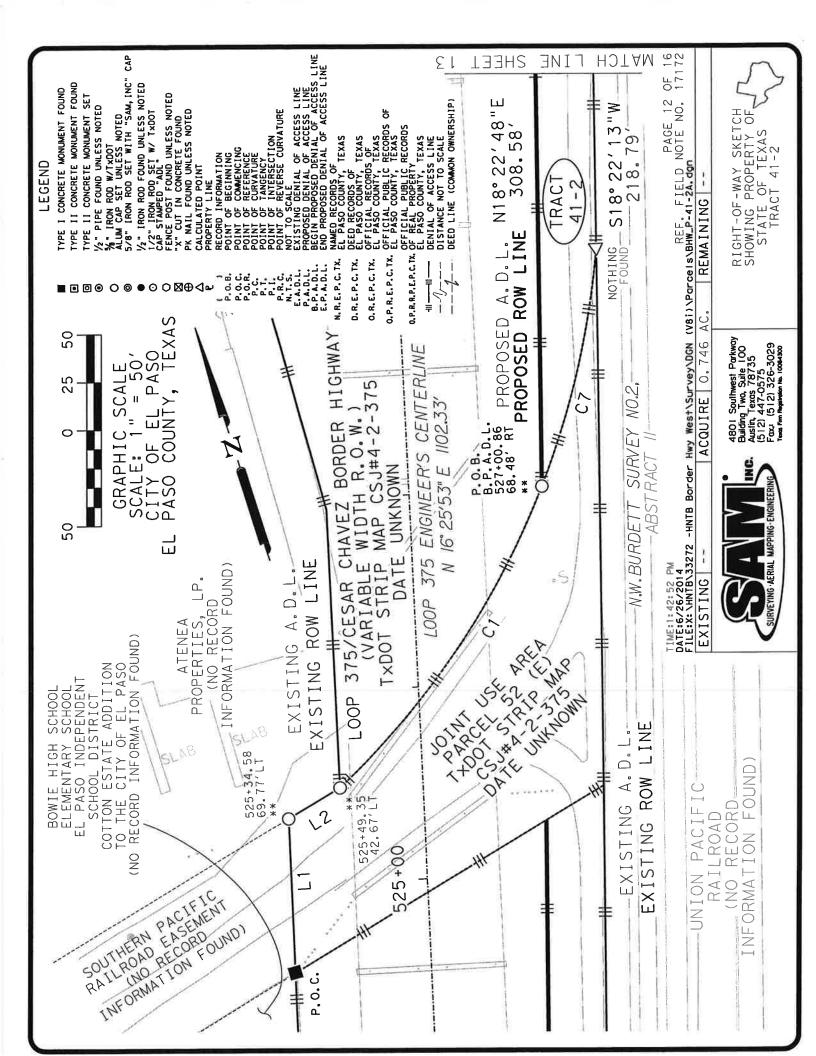
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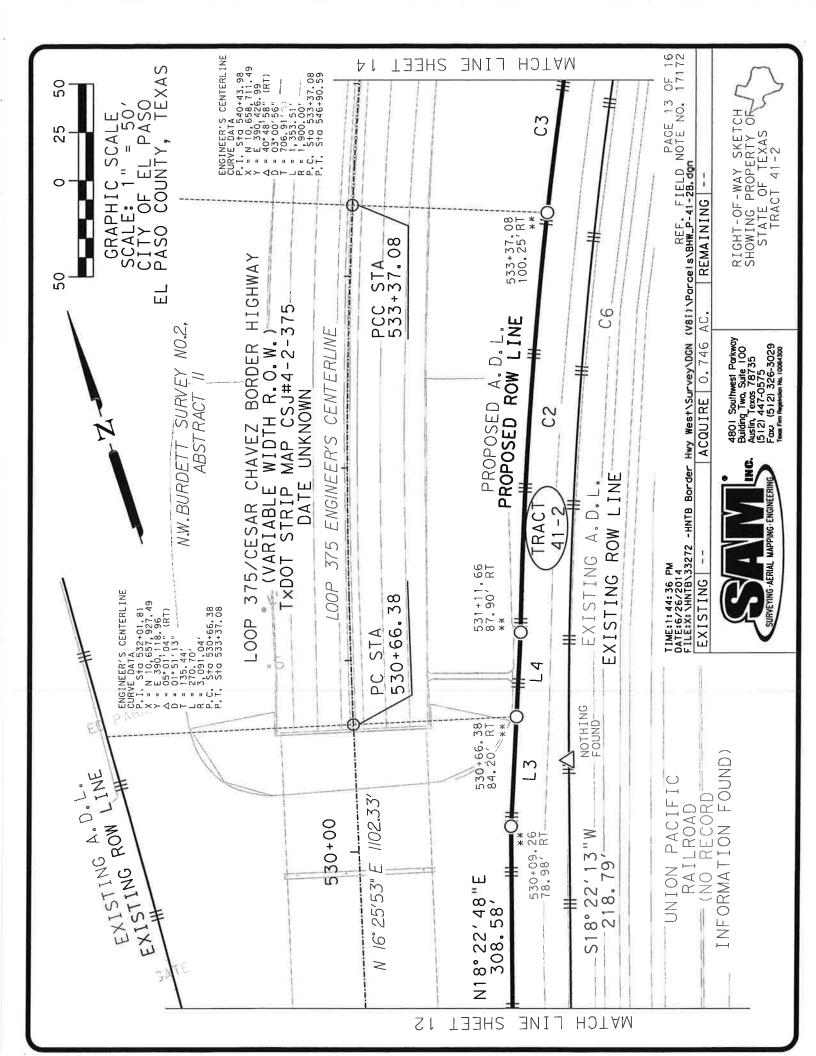
RIGHT-OF-WAY SKETCH SHOWING PROPERTY OF STATE OF TEXAS TRACT 41-1

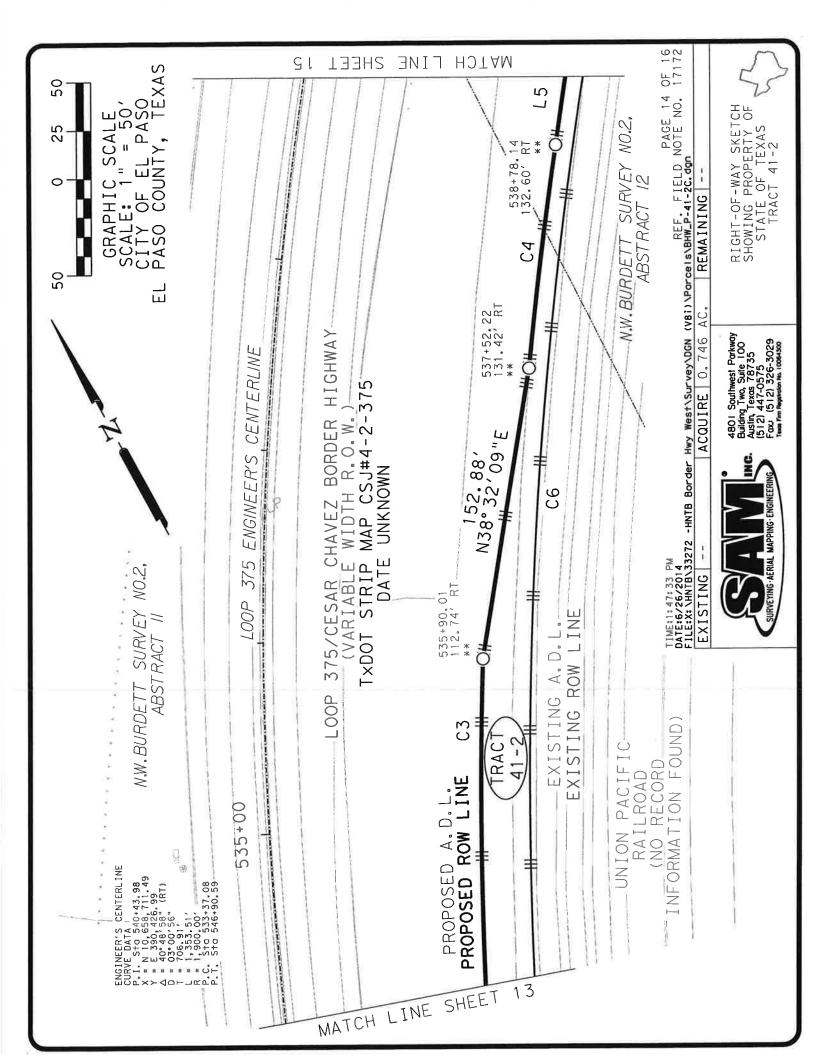
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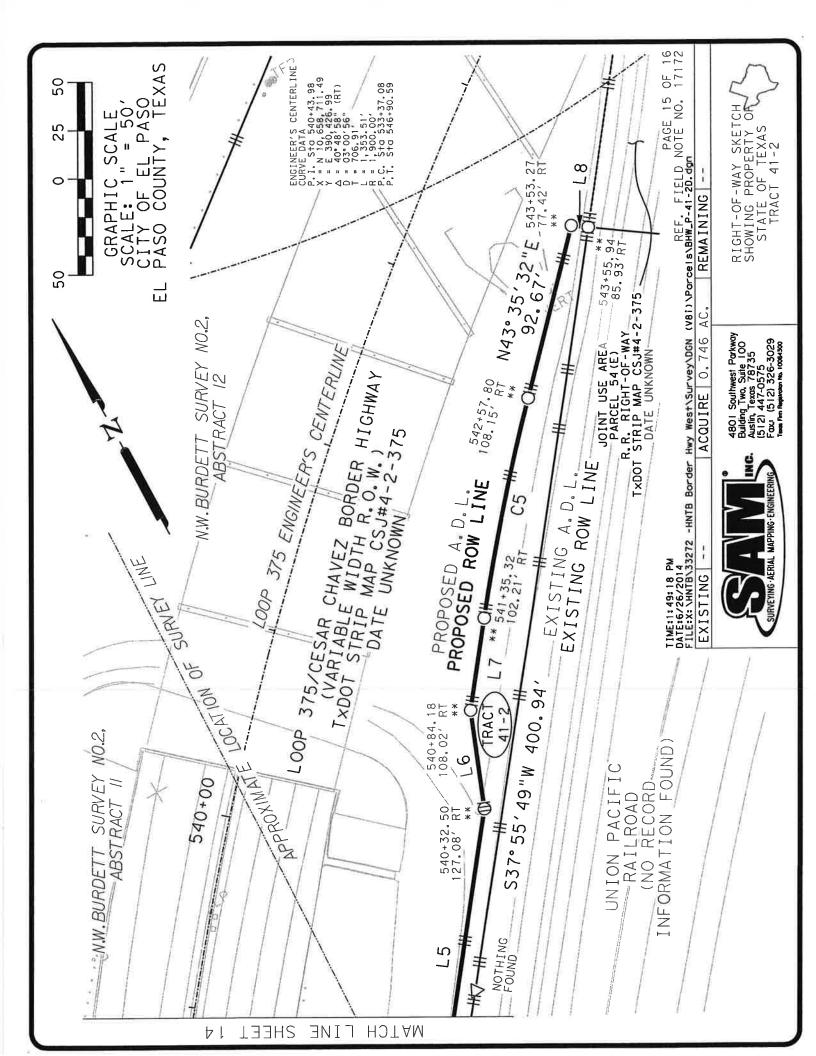


4801 Southwest Porkwoy Building Two, Suile 100 Austin, Texos 78735 Fox 157 Fox 1512 326-3029 Texes Firm Preparation No. 1004/300









LINE TABLE

		Г		Г			Г	
DISTANCE	79.51	30.86	57.35'	44.18'	143.88'	52.09'	48.67	-88.8
BEARING	N16° 28'31"E	N77° 50'01"E	N21° 39'20''E	N21° 39'20''E	N37°53'52"E	N21° 43'53''E	N37° 53'52"E	S54°36'38''E
LINE NO.	L1	L2	L3	L4	L5	P 7	۲۷	8



I HEREBY CERTIFY THAT THIS SURVEY WAS MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION AND THAT THIS PLAT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

WILLIAM REED HERRING REGISTERED PROFESSIONAL LAND SURVEYOR NO. 6355, STATE OF TEXAS

1 25/2014

CURVE TABLE

NO.	DELTA	RADIUS	LENGTH	CHORD	CHORD BEARING
<u>ဂ</u>	24° 45′ 30"	7	189, 38′	187,91	N52°41′51"
C2	05°24'46"	2,317,55	218,94	218,86	N22°35′32"E
C3	05°54′32"	2, 31	239,01'	238,90′	N28°15′11"E
C4	54	2,303.04	117,18	117,16	N36°26′25"E
C2	05°41′40"	1,171,55	116,44′	116,39	N40°44′42"E
90	20° 26′ 17"	2,348,48	837.73′	833,30'	S2
C2	16°44′42"	438, 27'	128,09′	127,63	S31°56′45"W

PAGE 16 OF 16
DATE:6/26/2014
DATE:6/26/2014
FILE:X: HNTB\33272 -HNTB\Border\HWY\West\Survey\DGN\(V8!\)\Parcels\BHW_P-41-20.dgn REMAINING --ACQUIRE | 0.746 AC. EXISTING

4801 Southwest Porkway
Building Two, Suite 100

4801 Southwest Porkway Building Two, Suite 100 Austin, Texas 78735 (512) 447-0575 Fox: (512) 326-3029 Town Frm Physician No. 1004.300

RIGHT-OF-WAY SKETCH SHOWING PROPERTY OF STATE OF TEXAS TRACT 41-2